



COMDTNOTE 16000

31 March 1997

COMMANDANT NOTICE 16000

CANCELLED: **MAR 31 1998**

Subj: CHANGE 10 TO MARINE SAFETY MANUAL, VOLUME I, ADMINISTRATION
AND MANAGEMENT, COMDTINST M16000.6 (SERIES)

1. PURPOSE. This Notice provides changes to subject Manual for the information, use, and guidance of Coast Guard personnel assigned to marine safety duties.
2. ACTION. Area and district commanders, commanders of maintenance and logistics commands, and commanders of headquarters units, shall ensure compliance with the provisions of this Notice.
3. SUMMARY OF CHANGES. Guidance for OCMI delegation of signature authority is contained in new paragraph 2.I.2.a.(2), OCMI Signature Redelegation.
4. PROCEDURES. Remove and insert the following pages:

Remove

2-i and 2-ii, CH-7

2-23 and 2-24, CH-7

Insert

2-i and 2-ii, CH-10

2-23 and 2-24, CH-10

Appendix A, CH-10

5. DOCUMENTATION. Date and sign the Record of Changes. File this Notice with the Manual as a record of changes.

J. C. Card
J. C. CARD

Rear Admiral, U.S. Coast Guard
Assistant Commandant for Marine Safety
and Environmental Protection

Encl: (1) CH-10 to COMDTINST M16000.6 (SERIES)

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	a	b	c	d	e	f	g	h	i	j	k	l	m	n	o	p	q	r	s	t	u	v	w	x	y	z
A																										
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U.S. Merchant Marine Academy, Kings Point, NY (1).

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2.H.4. Marine Environmental Protection (MEP). The basic authorities for performing MEP functions are derived from the FMPCA, 33 U.S.C. 1321, and CERCLA, 42 U.S.C. 9604. Authorities to act under both these laws have been delegated to district commanders and Coast Guard OSCs. The delegations under CERCLA are contained in 33 CFR 1.01-70, and the delegations under FWPCA are contained in 33 CFR 153.105. Both delegations provide the OSC with broad authority to act to remove discharges of oil or releases of hazardous substances. This authority has been limited to exclude actions against vessels that would constitute intervention. Commandant Instruction (COMDTINST) 16451.5A details the scope of intervention actions and procedures to be followed by OSCs.

I. Lines Of Authority. The Commandant, as senior officer of the Coast Guard, has ultimate responsibility for the execution of military and regulatory duties assigned to the Coast Guard. To execute the Coast Guard's marine safety duties effectively, the Commandant has delegated authority to specific positions (e.g., district commanders, OCMIs, COTPs) in the Coast Guard to execute certain command functions.

1. Chain Of Command.

a. Regulatory Control. 33 CFR 1.01 and 46 CFR 1.01 provide for the delegation of authority by the Commandant to district commanders, OCMIs, and COTPs. 33 CFR 3.01-1(d) and (e) describe the command authority of OCMIs and COTPs within their geographic zones. 46 CFR 1.01-15(a) states that the military chain of command is from the district commander to each Officer in Charge, Marine Inspection, within the district. In some cases, authority flows from the Commandant to the district commanders and then to OCMIs and COTPs. In other cases, it flows directly from G-C to the OCMIs and COTPs, as well as to the district commanders (see 33 CFR 160.111). Final authority is vested in the OCMI for the performance, within the area of his jurisdiction, of the functions specified in 33 CFR 1.01-20, subject to appeal as provided in 46 CFR 2.01-70. Thus, while the OCMI is under administrative command of the district commander, the delegated authority runs from the Commandant through the district commander or directly from the Commandant.

b. Military Control. The concept of OCMI and COTP authority relates to operational responsibilities for safety of life and property, national security, and environmental protection, under applicable laws, apart from the Coast Guard's internal command and support network. Where internal management is involved, the authority of the unit commanding officer (CO) is exercised. An OCMI or COTP is the

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- 2.I.1. b. (cont'd) CO of the principal Coast Guard facility that is charged with performance of Commercial Vessel Safety (CVS) or PSS/MEP duties for a certain geographical area. In the United States, these are "district units" and their CO's report directly to the respective district commanders. This permits the unit to function at a remote location without the burden of a large administrative support staff.

2. Titles For Signing Correspondence, Documents, Etc.

a. OCMI.

- (1) OCMI Signature. The CO of a marine inspection office (MIO) or a marine safety office (MSO) will be governed by the provisions of Article 7-1-9 of Coast Guard Regulations with respect to signing official correspondence, documents, etc., except as modified by other parts of this manual. The term "officers" as used in the regulations includes both military and civilian personnel. When the OCMI signs licenses, certificates, and documents other than official service correspondence, the signature shall appear above the title "Officer in Charge, Marine Inspection."
 - (2) OCMI Signature Redlegation. Pursuant to 46 CFR 2.01-30, an OCMI may redelegate, in writing, to one individual on his staff, authority to sign Temporary Certificates of Inspection (CG-854) and Certificates of Inspection (COI) documents updated as a result of mid-periods, reinspections, drydockings, and administrative changes such as change of address. (The written redelegation remains in effect until terminated in writing.) The individual given signature authority must sign and state "By direction" above the title "Officer in Charge, Marine Inspection." (See Appendix A for example.)
- b. COTP. With the exception of the COTP Order, there are no documents for which the COTP may not delegate authority to sign. The COTP may designate an officer (as provided by Coast Guard Regulations) to sign official communications, as appropriate. When the COTP signs official communications, the signature shall appear above the title "Captain of the Port." A designated representative of the COTP may sign official communications with a signature, followed by the words "By direction of the Captain of the Port."
- c. Documentation Officers. These officers are authorized to approve applications, sign certificates

APPENDIX A

U.S. Department
of Transportation

United States
Coast Guard



Memorandum

Subject: REDELEGATION OF OCMI SIGNATURE
AUTHORITY

Date: 16703

From: Officer In Charge, Marine Inspection

Reply to
Attn. of:

To:

Ref: (a) 46 CFR 2.01-30

1. Listed below are two examples of text for use in a redelegation of OCMI signature authority memo. Please use either example (a) or (b).

(a). As authorized by reference (a), you are hereby delegated authority to sign the following COI documents issued under 46 CFR Subpart 2.01: Temporary Certificates of Inspection (CG-854) and COI documents updated as a result of mid-periods, reinspections, drydockings, and administrative changes, such as changes of address, or

(b) As authorized by reference (a), you are hereby delegated authority to sign all COI documents issued under 46 CFR Part 2.01 except the following:

2. You must sign these documents "By Direction," above the title, "Officer in Charge, Marine Inspection."

3. This delegation remains in effect until terminated in writing.

